



# AGENDA

## BOARD OF SUPERVISORS, COUNTY OF MONO STATE OF CALIFORNIA

Regular Meetings: The First, Second, and Third Tuesday of each month. Location of meeting is specified just below.

MEETING LOCATION Board Chambers, 2nd Fl., County Courthouse, 278 Main St., Bridgeport, CA 93517

### Regular Meeting September 11, 2018

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#### TELECONFERENCE LOCATIONS:

1) First and Second Meetings of Each Month: Mammoth Lakes CAO Conference Room, 3rd Floor Sierra Center Mall, 452 Old Mammoth Road, Mammoth Lakes, California, 93546; 2) Third Meeting of Each Month: Mono County Courthouse, 278 Main, 2nd Floor Board Chambers, Bridgeport, CA 93517.

Board Members may participate from a teleconference location. Note: Members of the public may attend the open-session portion of the meeting from a teleconference location, and may address the board during any one of the opportunities provided on the agenda under Opportunity for the Public to Address the Board.

**NOTE:** In compliance with the Americans with Disabilities Act if you need special assistance to participate in this meeting, please contact Shannon Kendall, Clerk of the Board, at (760) 932-5533. Notification 48 hours prior to the meeting will enable the County to make reasonable arrangements to ensure accessibility to this meeting (See 42 USCS 12132, 28CFR 35.130).

Full agenda packets are available for the public to review in the Office of the Clerk of the Board (Annex I - 74 North School Street, Bridgeport, CA 93517). Any writing distributed less than 72 hours prior to the meeting will be available for public inspection in the Office of the Clerk of the Board (Annex I - 74 North School Street, Bridgeport, CA 93517). **ON THE WEB:** You can view the upcoming agenda at <http://monocounty.ca.gov>. If you would like to receive an automatic copy of this agenda by email, please subscribe to the Board of Supervisors Agendas on our website at <http://monocounty.ca.gov/bos>.

***UNLESS OTHERWISE SPECIFIED BY TIME, ITEMS SCHEDULED FOR EITHER THE MORNING OR AFTERNOON SESSIONS WILL BE HEARD ACCORDING TO AVAILABLE TIME AND PRESENCE OF INTERESTED PERSONS. PUBLIC MAY COMMENT ON AGENDA ITEMS AT THE TIME THE ITEM IS HEARD.***

9:00 AM Call meeting to Order

Pledge of Allegiance

#### 1. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD

on items of public interest that are within the subject matter jurisdiction of the Board.  
(Speakers may be limited in speaking time dependent upon the press of business)

and number of persons wishing to address the Board.)

**2. RECOGNITIONS**

**A. Resolution for Brett McCurry in Appreciation of His Service to Mono County**

Departments: Public Works

5 minutes

(Staff) - Proposed resolution to recognize Brett McCurry's retirement and his years of service to Mono County.

**Recommended Action:** Approve proposed resolution.

**Fiscal Impact:** None.

**3. COUNTY ADMINISTRATIVE OFFICE**

CAO Report regarding Board Assignments

Receive brief oral report by County Administrative Officer (CAO) regarding work activities.

**4. DEPARTMENT/COMMISSION REPORTS**

**5. CONSENT AGENDA**

(All matters on the consent agenda are to be approved on one motion unless a board member requests separate action on a specific item.)

**A. Board Minutes**

Departments: Clerk of the Board

Approval of minutes for the Regular meeting of August 14, 2018.

**Recommended Action:** Approve minutes for the Regular meeting of August 14, 2018.

**Fiscal Impact:** None.

**B. Monthly Treasury Transaction Report**

Departments: Finance

Treasury Transaction Report for the month ending 7/31/2018.

**Recommended Action:** Approve the Treasury Transaction Report for the month ending 7/31/2018.

**Fiscal Impact:** None.

**C. First 5 Mono County Children and Families Commission Appointment**

Departments: Clerk of the Board

Request for Board of Supervisors to appoint Dr. Kristin Collins to the First 5 Mono County Children and Families Commission, and to correct the term of Bertha Collins, Mono County Behavioral Health Case Manager III.

**Recommended Action:** Appoint Dr. Collins to the First 5 Mono County Children and Families Commission on September 11, 2018 to September 12, 2021. Dr. Collins will serve as the representative of local medical, pediatric, or obstetric associations of societies. Update the term of Bertha Jimenez to reflect her three-year appointment starting June 1, 2016, expiring June 2, 2019, a correction from the original appointment stating June 1, 2015 - June 2, 2018.

**Fiscal Impact:** None.

**D. Sierra Center Mall Estoppel Certificate**

Departments: County Counsel, CAO

Tenant estoppel certificate for Sierra Center Mall.

**Recommended Action:** Authorize Board Chair to sign estoppel certificate. Authorize County Administrative Officer, in consultation with County Counsel, to sign future estoppel certificates presented by the landlord, provided that they do not differ in substance from the version presented at today's meeting.

**Fiscal Impact:** None.

**6. CORRESPONDENCE RECEIVED**

All items listed are located in the Office of the Clerk of the Board, and are available for review. Direction may be given to staff regarding, and/or the Board may discuss, any item of correspondence listed on the agenda.

**A. Agricultural Commissioner's Office Department Update September 2018**

Departments: Clerk of the Board

September 2018 department update from the Counties of Inyo and Mono Agricultural Commissioner's Office.

**B. Trophy Fish Budget Letters**

Departments: Clerk of the Board

More letters to the Board of Supervisors regarding the budget allocation for trophy fish stocking.

**C. Notice of Objection Process for the Mammoth Base Land Exchange Environmental Impact Statement and Draft Record of Decision**

Departments: Clerk of the Board

Notice from the United States Forest Service, Mammoth Ranger District regarding

a prepared Environmental Impact Statement (EIS) and draft Record of Decision (ROD) for Mammoth Base Land Exchange Project. Under the proposed action, the United States would convey approximately 35.7 acres of National Forest System lands within the boundaries of the Inyo National Forest, and currently managed as part of a Ski Area Term Special Use Permit to Mammoth Main Lodge Redevelopment, LLC. Both the EIS and draft ROD are available for a 45-day objection-filing period.

**7. REGULAR AGENDA - MORNING**

**A. Introduction to New Bridgeport District Ranger**

Departments: Board of Supervisors

10 minutes

(Jan Cutts, Bridgeport District Ranger) - An opportunity for the Board to formally meet the new Bridgeport District Ranger, Jan Cutts.

**Recommended Action:** Informational only; provide direction to staff if necessary.

**Fiscal Impact:** None.

**B. Digital 395 Service Order**

Departments: Information Technology

15 minutes (5 minute presentation, 10 minute discussion)

(Nate Greenberg) - In 2013 Mono County signed a Master Service Agreement with California Broadband Cooperative (CBC) for the provision of delivering internet and network service via the Digital 395 network. While this agreement is still in effect, our previous Service Order (SO) under this agreement has expired and is in need of renewal. As part of this new Service Order, Mono County IT will be consolidating the three separate County, Town, and Sheriff networks into one and have Mono County serve as the 'provider' back to these customers. Doing so will allow the agencies to pool our current spend on these services and leverage some economies of scale to increase speeds to all facilities, streamline network design, and ultimately provide additional services.

**Recommended Action:** Authorize the County Administrative Officer to sign and execute a five-year Service Order with California Broadband Cooperative.

**Fiscal Impact:** \$97,740 per year which includes estimated taxes and is included in the adopted budget for FY 2018-2019. This is comprised of \$57,120 for Mono County circuits, \$15,060 for Sheriff Department circuits, \$21,060 for Town of Mammoth Lakes circuits, and \$4,500 for Radio related circuits. Mono County IT will invoice each department/agency and be responsible for monthly payments to CBC under this Service Order.

**C. Employment Agreement for Project Manager**

Departments: Human Resources

5 minutes

(Dave Butters) - Proposed resolution approving a contract with Pam Smitheman as Public Works Project Manager, and prescribing the compensation, appointment and conditions of said employment.

**Recommended Action:** Announce Fiscal Impact. Approve Resolution #R18-\_\_\_\_, Approving a contract with Pam Smitheman as Public Works Project Manager, and prescribing the compensation, appointment and conditions of said employment. Authorize the Board Chair to execute said contract on behalf of the County.

**Fiscal Impact:** The cost for this position for the remainder of FY 2018-2019 (September 10, 2018 through June 30, 2019) is approximately \$117,803 of which \$64,916 is salary, and \$52,887 is the cost of the benefits and was included in the approved budget.

**D. Mono County Statement of Investment Policy**

Departments: Finance

15 minutes (5 minute presentation; 10 minute discussion)

(Gerald Frank) - Present updated Mono County Statement of Investment Policy.

This policy, as proposed, includes the following four amendments: reference to Government Code Section 53635.2, limits definition of callable securities and their purchase to 30% of the portfolio, addresses the investment of proceeds from bonds issued by participants, and adds notification procedures for large unanticipated withdrawals.

**Recommended Action:** Approve the Mono County Statement of Investment Policy, as presented or amended.

**Fiscal Impact:** None.

**E. Short-term Rental (STR) Activity Permit 18-001/Dudley (Pursuant to Mono County Code Chapter 5.65)**

Departments: Community Development - Planning

Public Hearing: 10:00 AM (20 minutes)

(Michael Draper) - This item is a public hearing regarding Short-term Rental (STR) Activity Permit 18-001/Dudley, a non-owner-occupied (Type III) short-term rental use in a 3-bedroom (BD) single-family residential unit at 92 Nevada St. (APN 16-099-032) in June Lake, with a maximum occupancy of six persons and three vehicles.

**Recommended Action:** Conduct public hearing and: 1. Find that the project qualifies as a Categorical Exemption under CEQA guideline 15301 and file a Notice of Exemption 2. Approve STR Activity Permit 18-001 subject to the findings and conditions as recommended or with desired modifications.

**Fiscal Impact:** The proposed project will generate an incremental increase in transient occupancy taxes.

**F. Short-term Rental (STR) Activity Permit 18-002/Streeon (Pursuant to Mono County Code Chapter 5.65)**

Departments: Community Development - Planning

Public Hearing: 10:20 AM (20 minutes)

(Michael Draper) - This item is a public hearing, held pursuant to Mono County Code Chapter 5.65, regarding Short-term Rental Activity Permit 18-002/Streeon, a non-owner occupied (Type III) short-term rental use in a 2-BD single-family residential unit at 80 Leonard Ave. (APN 015-270-010) in June Lake with a maximum occupancy of six persons and two vehicles.

**Recommended Action:** Conduct public hearing and: 1. Find that the project qualifies as a Categorical Exemption under CEQA guideline 15301 and file a Notice of Exemption. 2. Approve STR Activity Permit 18-002 subject to the findings and conditions as recommended or with desired modifications.

**Fiscal Impact:** The proposed project will generate an incremental increase in transient occupancy taxes.

**G. Short-term Rental (STR) Activity Permit 18-003/Schreiber (Pursuant to Mono County Code Chapter 5.65)**

Departments: Community Development - Planning

Public Hearing: 10:40 AM (20 minutes)

(Michael Draper) - This item is a public hearing, held pursuant to Mono County Code Chapter 5.65) regarding Short-term Rental Activity Permit 18-003/Schreiber, a non-owner occupied (Type III) short-term rental use in a 4-BD single-family residential unit at 184 Leonard Ave. (APN 015-270-003) in June Lake with a maximum occupancy of 10 persons and six vehicles.

**Recommended Action:** Conduct public hearing and: 1. Find that the project qualifies as a Categorical Exemption under CEQA guideline 15301 and file a Notice of Exemption. 2. Approve STR Activity Permit 18-002 subject to the findings and conditions as recommended or with desired modifications.

**Fiscal Impact:** The proposed project will generate an incremental increase in transient occupancy taxes.

**H. Short-term Rental (STR) Activity Permit 18-004/Smith (Pursuant to Mono County Code Chapter 5.65)**

Departments: Community Development - Planning

Public Hearing: 11:00 AM (20 minutes)

(Michael Draper) - This item is a public hearing, held pursuant to Mono County Code Chapter 5.65, regarding Short-term Rental Activity Permit 18-004/Smith, a non-owner occupied (Type III) short-term rental use in a 4-BD single-family residential unit at 70 Leonard Ave. (APN 015-270-011) in June Lake, with a maximum occupancy of 10 persons and three vehicles.

**Recommended Action:** Conduct public hearing and: 1. Find that the project qualifies as a Categorical Exemption under CEQA guideline 15301 and file a Notice of Exemption. 2. Approve STR Activity Permit 18-004 subject to the findings and conditions as recommended or with desired modifications.

**Fiscal Impact:** The proposed project will generate an incremental increase in transient occupancy taxes

**I. Short-term Rental (STR) Activity Permit 18-005/Stephanian (Pursuant to Mono County Code Chapter 5.65)**

Departments: Community Development - Planning

Public Hearing: 11:20 AM (20 minutes)

(Michael Draper) - This item is a public hearing, held pursuant to Mono County Code Chapter 5.65, regarding Short-term Rental Activity Permit 18-005/Stepanian, a non-owner occupied (Type III) short-term rental use in a 4-BD single-family residential unit at 27 Carson View Dr. (Leonard Ave. neighborhood, APN 015-270-005) in June Lake with a maximum occupancy of 10 persons and four vehicles.

**Recommended Action:** Conduct public hearing and: 1. Find that the project qualifies as a Categorical Exemption under CEQA guideline 15301 and file a Notice of Exemption. 2. Approve STR Activity Permit 18-002 subject to the findings and conditions as recommended or with desired modifications.

**Fiscal Impact:** The proposed project will generate an incremental increase in transient occupancy taxes.

**J. Preparation of Comments in Response to LADWP's Notice of Preparation of a Draft Environmental Impact Report**

Departments: CDD

40 minutes

(Wendy Sugimura, Sandra Bauer) - Discussion regarding a comment letter to the Los Angeles Department of Water and Power in response to the Notice of Preparation of a Draft Environmental Impact Report for the proposed Mono County Ranch Lease Renewal project.

**Recommended Action:** Receive staff presentation on initial concepts to be developed in a comment letter, and provide desired additional input and direction.

**Fiscal Impact:** To provide a thorough and complete comment letter, staff capacity is being augmented by a select team of experts in CEQA, biological resources and hydrology. A request for budget augmentation for the consultant costs will be made at the Oct. 2 budget meeting.

**8. OPPORTUNITY FOR THE PUBLIC TO ADDRESS THE BOARD**

on items of public interest that are within the subject matter jurisdiction of the Board. (Speakers may be limited in speaking time dependent upon the press of business

and number of persons wishing to address the Board.)

**9. CLOSED SESSION**

**A. Closed Session--Human Resources**

CONFERENCE WITH LABOR NEGOTIATORS. Government Code Section 54957.6. Agency designated representative(s): Stacey Simon, Leslie Chapman, Dave Butters, Janet Dutcher, and Anne Larsen. Employee Organization(s): Mono County Sheriff's Officers Association (aka Deputy Sheriff's Association), Local 39--majority representative of Mono County Public Employees (MCPE) and Deputy Probation Officers Unit (DPOU), Mono County Paramedic Rescue Association (PARA), Mono County Public Safety Officers Association (PSO), and Mono County Sheriff Department's Management Association (SO Mgmt). Unrepresented employees: All.

**B. Closed Session - Existing Litigation**

CONFERENCE WITH LEGAL COUNSEL – EXISTING LITIGATION. Paragraph (1) of subdivision (d) of Government Code section 54956.9. Name of case: *County of Mono v. Los Angeles Department of Water and Power et al.* (Mono County Super. Court Case No. CV180078).

**10. BOARD MEMBER REPORTS**

The Board may, if time permits, take Board Reports at any time during the meeting and not at a specific time.

**ADJOURN**